

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
TUESDAY, SEPTEMBER 17, 2002 AT 10:00 A.M.
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**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
TUESDAY, SEPTEMBER 17, 2002 AT 10:00 A.M.
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS - 12TH FLOOR
202 "C" STREET
SAN DIEGO, CA 92101**

NOTE: The public portion of the meeting will begin at 10:00 a.m. The City Council will meet in Closed Session this morning from 9:00 a.m. - 10:00 a.m. Copies of the Closed Session agenda are available in the Office of the City Clerk.

ITEM-300: ROLL CALL.

NON-AGENDA PUBLIC COMMENT

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket are to be taken at the time the item is heard.)

Time allotted to each speaker is determined by the Chair, however, comments are limited to no more than three (3) minutes **total per subject** regardless of the number of those wishing to speak. Submit requests to speak to the City Clerk **prior** to the start of the meeting. Pursuant to the Brown Act, no discussion or action, other than a referral, shall be taken by Council on any issue brought forth under "Non-Agenda Public Comment."

COUNCIL, CITY ATTORNEY, CITY MANAGER COMMENT

REQUEST FOR CONTINUANCE

The Council will now consider requests to continue specific items.

ADOPTION AGENDA, HEARINGS

NOTICED HEARINGS:

ITEM-330: Nextel Murray Ridge.

Matter of the appeal by Brian P. Welch and Robert D. Sisemore of the decision by the Planning Commission in approving an application for an existing wireless telecommunications facility disguised as a 35 foot high palm tree and its associated 200 square-foot equipment shelter and landscape situated in the parking lot of the International Church of the Foursquare Gospel Church located at 2285 Murray Ridge Road in the Serra Mesa Community.

(See City Manager's Report CMR No. 02-199. Serra Mesa Community Plan Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the resolution in Subitem A to deny the appeal and grant the permit; and adopt the resolution in Subitem B:

Subitem-A: (R-2003-)

Adopt the Resolution granting or denying the appeal and granting or denying the Conditional Use Permit/Planned Development Permit No. 94-0330-87, with appropriate findings to support Council action.

Subitem-B: (R-2003-)

Adoption of a Resolution certifying that the information contained in the Negative Declaration No. LDR-94-0330-87 has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code Section 21000 et seq.) as amended, and the State guidelines thereto (California Administrative Code Section 15000 et seq.) that the report reflects the independent judgement of the City of San Diego as Lead Agency and that the information contained in said report, together with any comments received during the public review process, has been reviewed and considered by this Council in connection with the approval of the land use actions for the Nextel Murray Ridge;

That the Planning Commission finds, based upon the Initial Study and any comments received, that there is no substantial evidence that the project will have a significant effect on the environment and therefore, that said Negative Declaration is hereby approved.

OTHER RECOMMENDATIONS:

Planning Commission on May 16, 2002 voted 5-1 to approve; was opposition.

Ayes: Lettieri, Brown, Garcia, Schultz, Steele
Nays: Chase
Not present: Anderson

The Serra Mesa Community Planning Group has recommended denial of this project.

CITY MANAGER SUPPORTING INFORMATION:

The Nextel-Murray Ridge project is an existing wireless communication facility consisting of a 35-foot high faux palm tree supporting twelve panel antennas and an approximate 200-square foot equipment shelter and trash enclosure. The facility is located at 2285 Murray Ridge Road on the perimeter of the church parking lot in the southwestern portion of the property overlooking Interstate-805 in the Serra Mesa Community Plan area.

FISCAL IMPACT: All costs associated with the processing of this application have been paid for by the applicant.

LEGAL DESCRIPTION:

The site is located at 2285 Murray Ridge Road, in the Serra Mesa Community Plan area and is more particularly described as parcel "B" of the Princess Park Estates, Unit No. 7, Map No. 4621.

**ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS
RESOLUTIONS:**

ITEM-331: Reinstatement of Red Light Photo Enforcement Program, Renegotiate Contract with Vendor.

(See City Manager Report CMR-02-203.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-345)

Reinstating the San Diego's Red Light Photo Enforcement Program and the recommendations be implemented with a public awareness campaign on the program and biannual reports on the program to the Public Safety and Neighborhood Services Committee;

Directing the City Manager to renegotiate the contract with the current vendor, Affiliated Computer Services (ACS), so the current fee arrangement is restructured to eliminate any perceived conflict of interest, and that the final negotiated agreement and contract is brought back before Council for review and approval.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT